



# FUNERALS

*A Simple Way*

by Claybar Funeral Homes, Inc.

## Terms and Conditions

**FuneralsASimpleWay.com** is an online community service owned and operated by Claybar Funeral Homes, Inc. All services and merchandise offered through FuneralsASimpleWay.com will be provided solely through Claybar Funeral Homes, Inc.

**Claybar's FuneralsASimpleway.com** is committed to providing accurate information to fully inform our client families of the various funeral options available and the various rules and regulations governing burial in the State of Texas. All references below, and throughout this website, to Claybar Funeral Homes are understood and accepted to include all Claybar Funeral Home locations.

### 1. DISCLOSURES CONCERNING FUNERAL PROCEDURES AND PRACTICES

FuneralsASimpleWay.com is an on-line community service provided through Claybar Funeral Homes, Inc. to enable families to make preliminary funeral decisions and merchandise selections conveniently, on their schedule and at a reduced cost from a traditional funeral home arrangement process.

All savings afforded to families through FuneralsASimpleWay.com are the result of reduced staff time and overhead expenses and are available only through arrangements submitted through this website. Arrangements submitted must include services type, casket and personal information required on the Texas Death Certificate and to be included in the obituary, if desired.

**Making preliminary decisions and selecting merchandise through this website does not constitute completion of funeral arrangements.** Funeral arrangements are finalized only after meeting with a licensed funeral director, being presented with a General Price List, confirming your selections and signing all necessary legal documents.

All policies and practices relating to funeral services and interment provided through Claybar Funeral Homes, Inc. and FuneralsASimpleWay.com are in compliance with all State and Federal regulations including the Texas State Funeral Commission and the Federal Trade Commission.

### 2. DISCLOSURES CONCERNING CHARGES

Should a death already occurred, no charges will be finalized until:

(a) You have met with one of our licensed funeral directors and been presented with a copy of our General Price List, and confirmed your selections.

(b) Any questions you have are fully answered and you are comfortable with your decisions.

(c) A legally authorized family member has reviewed charges and signed a copy of the Funeral Purchase Agreement and any other documents necessary to carry out your decisions.

***If you are making Advanced Funeral Plans, no charges will be finalized until:***

(a) You have met with one of our family service advisors or licensed funeral directors and been presented with a copy of our General Price List, and confirmed your selections.

(b) Any questions you have are fully answered, and you are comfortable with your decisions.

(c) A legally authorized family member has reviewed charges, fully explained available funding options and signed a copy of the appropriate insurance or trust documents.

### **3. ADDITIONAL IMPORTANT INFORMATION**

When your selections are submitted, one of our funeral directors will contact you to set a time to review your selections, answer any questions you may have, present a copy of the "General Price List," and have you sign the necessary legal documents. A printable copy of our General Price List is located in Forms and Documents.

*You may choose only the items you desire. However, any funeral arrangements you select will include a charge for our basic services and overhead. If legal or other requirements mean you must buy any items you did not specifically ask for, we will explain the reason in writing on the Statement we provide describing the funeral goods and services you selected.*

*Embalming is not required by law. Embalming may be necessary, however, if you select certain funeral arrangements, such as a funeral with viewing. If you do not want embalming, you usually have the right to choose an arrangement that does not require you to pay for it, such as direct cremation or immediate burial.*

*In most areas of the country, state or local law does not require that you buy a container to surround the casket in the grave. However, many cemeteries require that you have such a container so that the grave will not sink. Either a grave liner or a burial vault will satisfy these requirements.*

Caskets, vaults and other funeral merchandise may provide certain warranties issued and underwritten by the manufacturer.

Claybar Funeral Homes, Inc. makes no representation of warranties regarding caskets and outer burial containers. The only warranties, expressed or implied, granted in connection with caskets and/or containers sold are the express written warranties, if any, extended by the manufacturers thereof. Claybar Funeral Homes, Inc. hereby

expressly disclaims all warranties expressed or implied, relating to caskets and/or containers, including but not limited to, the implied warranties merchantability and fitness for a particular purpose.

#### **4. AUTHORIZATION FOR CUSTODY AND FINAL DISPOSITION**

I hereby authorize and request Claybar Funeral Homes, Inc. to arrange for the funeral service and merchandise selected and grant permission for Claybar Funeral Homes, Inc., in accordance with its rules and regulations and any applicable State or Federal laws or regulations, receive and properly shelter the deceased to take possession of, and carry out the interment or final disposition of the named individual as legally signed and authorized under separate Funeral Purchase Agreement.

#### **5. ACKNOWLEDGEMENTS AND AGREEMENT**

I hereby acknowledge that I have the legal right to make the arrangements for the services selected.

I further acknowledge that I have been offered for review, either on-line or in print, "Terms and Conditions," "Privacy Policy", the "General Price List" and the Texas Funeral Service Commission's "Facts About Funerals" consumer brochure. (Click links to review or print documents)

#### **6. ACCEPTANCE**

By completing step five and submitting this information to Claybar Funeral Homes, Inc., I affirm I have read, agree to and accept the terms, conditions, disclosures, authorizations and acknowledgements presented in sections 1 through 5 of FuneralASimpleWay.com "Terms and Conditions."